IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Kazuo WATANABE et al.**

Group Art Unit:

Application No.: **10/509,420**

Examiner: **Deborah D. Williams**

Filed: **September 24, 2004**

Confirmation No.: **6725**

For: **NOVEL ROOT-KNOT-NEMATODE-RESISTANCE GENE AND APPLICATION THEREOF**

Attorney Docket Number: **042824**
Customer Number: **38834**

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

OFFICE OF PETITIONS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

August 7, 2006

RECEIVED

AUG 2 1 2006

OFFICE OF PETITIONS

Sir:

A Notice of Abandonment was mailed June 14, 2006 in connection with the above-identified application. The Notice indicated that no reply had been received for the Office Action mailed on April 20, 2005. However, a Response to Notification to Comply with Requirements for Patent Application Containing Nucleotide and/or Amino Acid Sequence Disclosures was filed on June 16, 2005, as evidenced by the attached date-stamped postcard. A copy of the response and the date-stamped postcard are attached. Applicants therefore request withdrawal of the holding of abandonment.

Petition to Withdraw Holding of Abandonment
Application No. 11/011,113
Attorney Docket No. 043090

If any fees are due for consideration of this petition, please charge Deposit Account No. 50-2866.

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Respectfully submitted,

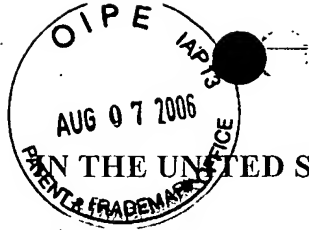**WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP**

Stephen G. Adrian

Registration No. 32,878

Telephone: (202) 822-1100

Facsimile: (202) 822-1111

</div>

SGA/arf

Enclosures: Response Notification to Comply with Requirements for Patent Application Containing Nucleotide and/or Amino Acid Sequence Disclosures

                Date Stamped Post Card

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COPY

In re the Application of: Group Art Unit:
Kazuo WATANABE et al.

Serial No.: **10/509,420**   Examiner: **Deborah D. Williams**

Filed: **September 24, 2004**   Confirmation No.: **6725**

For: **NOVEL ROOT-KNOT-NEMATODE-RESISTANCE GENE AND APPLICATION THEREOF**

Attorney Docket Number: **042824**
Customer Number: **38834**

RESPONSE TO NOTIFICATION TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATION CONTAINING NUCLEOTIDE AN/OR AMINO ACID SEQUENCE DISCLOSURES

Commissioner for Patents   Date: June 16, 2005
P. O. Box 1450
Alexandria, VA 22313-1450   **RECEIVED**

Sir: AUG 2 1 2006

This paper is filed in response to the Notice dated April 20, 2005.   **OFFICE OF PETITIONS**

Submitted herewith is the Sequence Listing for the above-identified application both in a

paper copy form and in a computer readable form. The name of the file on the computer readable

form is "042824 sequence listing". The paper copy and the computer readable form are the

same. The submission does not include any new matter. Please enter the sequence listing in the

application.

RESPONSE TO NOTIFICATION TO COMPLY WITH REQUIREMENTS FOR PATENT
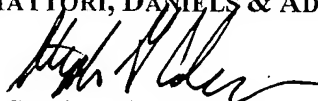APPLICATION CONTAINING NUCLEOTIDE AN/OR AMINO ACID SEQUENCE
DISCLOSURES
Attorney Docket No. 042824
Serial No. 10/509,420

In the event any fees are required in connection with this paper, please charge Deposit

Account No. 50-2866.

Respectfully submitted,

WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP

Stephen G. Adrian
Attorney for Applicants
Registration No. 32,878
Telephone: (202) 822-1100
Facsimile: (202) 822-1111

SGA/arf

Attachments: Diskette
Paper Copy Form

<110> Japan as Represented by President of The University of Tsukuba

<120> A New Root-knot Nematodes Resistance Gene and Its Use

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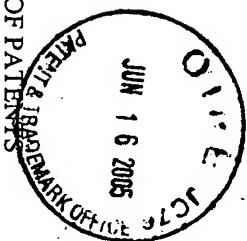ctaactgata cagacctcaa caga   24

COPY

U.S. Patent Application
Serial No.: 10/509,420
Applicant: Kazuo WATANABE et al.
Papers filed herewith on: June 16, 2005

Docket No: 042824
Filed: September 24, 2004

Response to Notification to Comply with Requirements for Patent Application Containing
Nucleotide an/or Amino Acid Sequence Disclosures

SGA/arf

COMMISSIONER OF PATENTS

Receipt is hereby acknowledged of the papers filed as indicated
in connection with the above-identified case.

JUN 1 6 2005